

FILE IN Expandable 00162007  
Refer to Record No. 0014  
in C0150018, 2007, INCOMING  
for additional information

PacifiCorp

Energy West Mining Company

Deer Creek Mine

9<sup>th</sup> East Breakouts

C/015/0018

Phase I Bond Release Application

Attachment A - Notarized Certification

**PacifiCorp  
Energy West Mining Company  
Deer Creek Mine  
C/015/0018  
9<sup>th</sup> East Portal Breakouts**

**Phase I Bond Release on Approximately 0.60 Acres of Land Related to the Mining Complex**

I hereby certify, to the best of my knowledge and belief, that all the information contained in this request is true and correct and that all applicable reclamation activities have been accomplished in accordance with the requirements of the Act, the regulatory program, and the approved reclamation plan.

KENNETH S. FLECK

Print Name

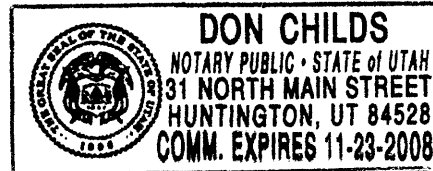
Kenneth S. Fleck MANAGER OF GEOLOGY 2/20/07  
AND ENVIRONMENTAL AFFAIRS

Signature, Position, Date

Subscribed and sworn to before me this 20<sup>th</sup> day of FEB., 2007



Notary Public



My Commission Expires: 11-23, 2008

Attest: State of UTAH

County of EMERY

PacifiCorp

Energy West Mining Company

Deer Creek Mine

9<sup>th</sup> East Breakouts

C/015/0018

Phase I Bond Release Application

Attachment B - Draft Notification Letter

**DATE**

Interested Party  
Street Address  
City, State, Zip code

Dear Interested Party:

This letter is sent to inform you that Energy West Mining Company, a subsidiary of PacifiCorp, has filed an application for Phase I bond release of the Deer Creek Mine 9<sup>th</sup> East Breakout site, Permit Number C/015/0018 approved February 7, 2006. PacifiCorp currently has a \$4,113,000.00 surety bond payable to the Division of Oil, Gas, and Mining. No reduction of the bond is being sought at this time. This parcel of land contains approximately 0.6 disturbed acres and is contained in the SE1/4 of the SW1/4 of the SE1/4 of Section 22, Township 17 South, Range 7 East, SLM. The permit area of the mine encompasses approximately 19,722.21 acres.

The 9<sup>th</sup> East breakout area is located in the Right Fork of Grimes Wash. The (2) portals in this area were developed in the 1920's. Both portals were wagon operations. In June 1977, for ventilation purposes, (3) more portals, called the 9<sup>th</sup> East Portals were developed. All portals and access are considered a pre-SMRCA sites. The 1977 intake portals were equipped with concrete collars. The breakouts at 9<sup>th</sup> East were utilized for intake ventilation purposes from 1977 until 1990, when they were permanently sealed following the Mine Safety Health Administration regulations.

Final reclamation of the 9<sup>th</sup> East breakouts began in the fall of 1999 and was completed in December of the same year. The concrete collars were removed and all the portals, including the (2) 1920 portals were backfilled. The site was fertilized, mulched and seeded contemporaneously with backfilling and grading. The Reclamation Plan, currently in the MRP, for the site was followed.

As required by the State of Utah, R645-Coal Mining Rules (R645-301-880), all adjoining property owners, local governmental bodies, etc, must be notified, informing them of the operators intention to seek release from bond. A public notice will be published in the Emery County Progress commencing on **DATE** and will run for four (4) consecutive weeks. Comments may be submitted to the Division of Oil, Gas and Mining at an address of 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801.

If you have any questions, or require further information pertaining this bond release application, please feel free to call me at (435) 687-4711 or Ken Fleck at 4712.

Sincerely,

Guy Davis  
Sr. Environmental Health Specialist

cc Pam Grubaugh-Littig, (DOGM)  
Scott Child, (IMC)  
file, (EWMC)

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9<sup>th</sup> East Breakouts

C/015/0018

Phase I Bond Release Application

Attachment C - Public Notice

**PacifiCorp  
Deer Creek Mine  
9<sup>th</sup> East Breakouts  
C/015/0018**

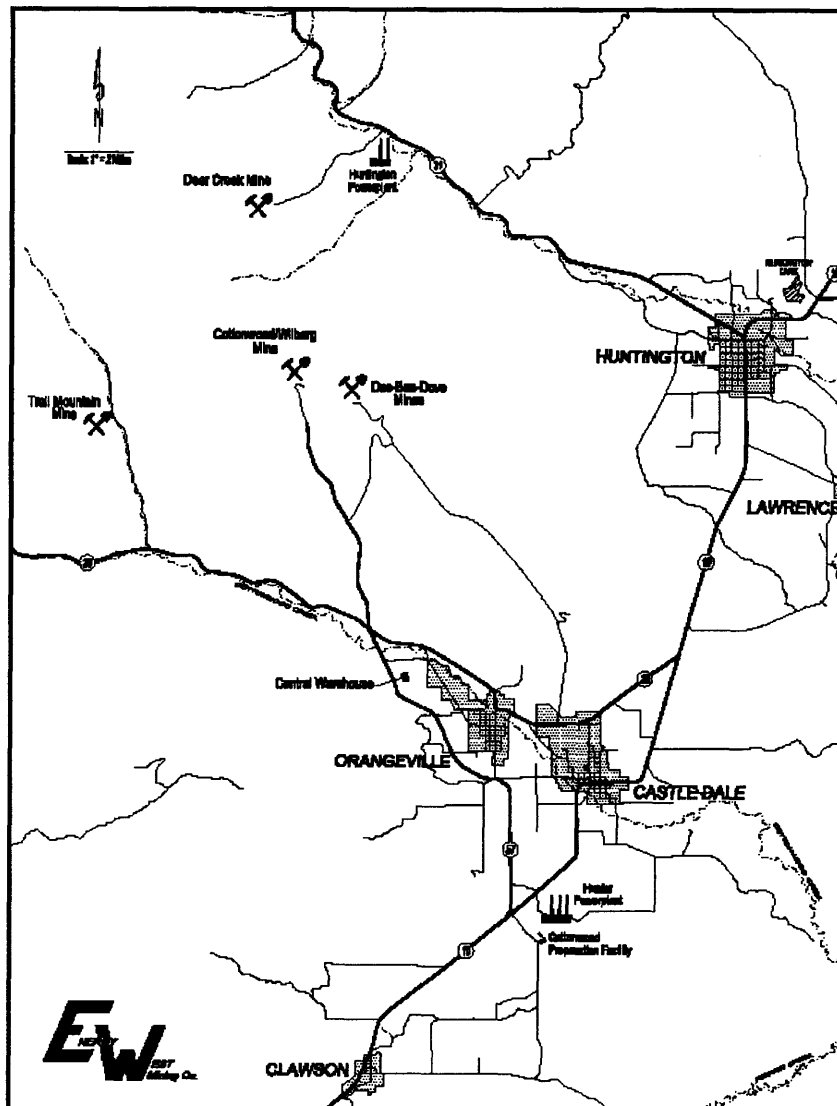
**Permit Approved February 7, 2006**

**Phase I Bond Release Application**

**Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits an application for Phase I bond release for the Deer Creek Mine 9<sup>th</sup> East Breakout site. The said area, located in SE1/4 of the SW1/4 of the SE1/4 of Section

22, Township 17 South, Range 7 East, SLB&M, has met the regulations of the R645 Utah Coal Rules in regards to Phase I Bond Release (R645-301-880.300). The total acreage proposed for release is approximately 0.6 acres and is located near the Cottonwood Wilberg Portals, as shown on index map.



The 9<sup>th</sup> East Breakout site includes (3) portals developed in 1977 for mine ventilation. These (3) concrete collared portals were used until 1990. In addition, the area had (2) portals developed in the 1920's for a small operation. The 1977 portals were sealed in 1990. All of the portals and access road were reclaimed in the fall of 1999.

Currently, a surety bond is

filed with the Division of Oil, Gas and Mining in the amount of \$4,113,000.00 and is payable to the State of Utah, Division of Oil, Gas and Mining (DOGM), and the Office of Surface Mining Reclamation and Enforcement (OSM). PacifiCorp does not request that a reduction of the bond be made at this time.

A copy of the Phase I application may be examined at the office of the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and also at the Records Office located in the Emery County Courthouse in Castle Dale, Utah. Written comments, objections, or requests for an informal conference may be submitted to the Salt Lake City address. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.

Published in the Emery County Progress for four consecutive weeks beginning DATE.

PacifiCorp

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Attachment D - Maps



PacifiCorp

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Deer Creek Mine

9<sup>th</sup> East Breakouts

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Phase I Bond Release Application

Map

Reclamation of the 9<sup>th</sup> East Portals: Blind Canyon Seam  
DS1785D

Energy West Mining Company

Deer Creek Mine

9<sup>th</sup> East Breakouts

C/015/0018

Phase I Bond Release Application

Map

Reclamation of the 9<sup>th</sup> East Portals: Phase 1 Bond Release  
DS1889D

PacifiCorp

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Deer Creek Mine

9<sup>th</sup> East Breakouts

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Attachment F - Soil Sampling Location Map